

ORIGINAL

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF GEORGIA

DUBLIN DIVISION

FILED  
U.S. DISTRICT COURT  
AUGUSTA DIV.

2015 APR -7 PM 2:18

CLERK C Adams  
SO. DIST. OF GA.

MICHAEL GARY SMITH,

Plaintiff,

v.

CV 315-026

DR. MURRAY CHENEY, Helena, Georgia;  
MARIE YAWN; WARDEN WILLIAM  
C. DANFORTH; DEPARTMENT OF  
CORRECTIONS; and LAURIE,

Defendants.

**ORDER**

After a careful, *de novo* review of the file, the Court concurs with the Magistrate Judge's Report and Recommendation, to which no objections have been filed. Accordingly, the Court **ADOPTS** the Report and Recommendation of the Magistrate Judge as its opinion, **DENIES** Plaintiff's request to proceed *in forma pauperis* (doc. no. 2), and **DISMISSES** this action without prejudice. If Plaintiff wishes to proceed with the claims raised in this lawsuit, he must initiate a new lawsuit by filing a new complaint. Dupree v. Palmer, 284 F.3d 1234, 1236 (11th Cir. 2002).

SO ORDERED this 7<sup>th</sup> day of April, 2015, at Augusta, Georgia.

  
UNITED STATES DISTRICT JUDGE